



**Steven W. Troxler**  
Commissioner

**North Carolina Department of Agriculture  
and Consumer Services**  
*Veterinary Division*

**Joseph W. Reardon**  
Assistant Commissioner  
for Consumer Protection

**Douglas Meckes, DVM**  
State Veterinarian

July 1, 2020

Nicole Jones  
Owner  
Loving Pup Resort  
475 W. Jake Alexander Blvd  
Suite 102-211  
Salisbury, North Carolina 28147

**NOTICE OF WARNING**

**RE: Requirement to Provide Veterinary Care Under 02 NCAC 52J .0210(c)**

**AWS-WL-2020-2**

**Facility: Loving Pup Resort & Spa**  
**License Number - 11143**

Dear Ms. Jones:

On June 16, 2020, the Animal Welfare Section ("AWS"), North Carolina Department of Agriculture and Consumer Services ("NCDA&CS") received a complaint concerning the care of an animal that was boarding at Loving Pup Resort & Spa ("the kennel"). The complaint alleged that the animal was injured within a primary enclosure at the facility and that you, as the owner of the facility, did not give your employee permission to take the dog to the veterinarian despite the significant amount of bleeding from the injury. Based on the information within the complaint AWS initiated an investigation into potential violation(s) of the North Carolina Animal Welfare Act ("AWA") and its associated rules [Title 02 NC Administrative Code ("NCAC") Chapter 52J, as these statutes and rules are the extent of the jurisdiction of the AWS.

The investigation included:

1. A review of the information contained in the complaint;
2. An unannounced site visit and facility compliance inspection;
3. An inspection of the primary enclosure where the animal was injured;
4. An inspection of the primary enclosure to which the animal was moved;
5. A review of the text messages between you, the employee and the animal's owner concerning this animal; and
6. A review of the relevant kennel records.

Based on the findings of this investigation, this animal received a significant injury within the primary enclosure at the kennel that required immediate veterinary care. You would not give the kennel employee

permission to take this injured animal to receive veterinary care. Fortunately, the employee took the animal to receive veterinary care despite your instructions to just move the animal to another enclosure. Had the employee not taken the animal to the veterinarian without your permission, the kennel would have violated 02 NCAC 52J .0210(c).

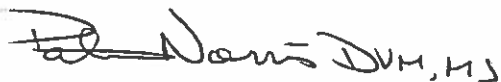
Additional violations of the AWA and its associated rules are detailed in the June 22, 2020 Facility Compliance Inspection ("FCI") report. Due to the number of, repetitive nature and severity of the violations, the FCI was marked as "Disapproved." A copy of the June 22, 2020 FCI report is enclosed.

This Warning Letter serves as written notice indicating in which respects the kennel has violated the N.C. Animal Welfare Act and the rules issued pursuant thereto.

Continued or future violation of these statutes or regulations will be considered a willful disregard or violation of the N.C. Animal Welfare Act and the rules issued pursuant thereto. Such willful disregard or violation may result in action against your facility's license pursuant to N.C.G.S. § 19A-30 and/or the assessment of a civil penalty of up to \$5,000.00 per violation under N.C.G.S. § 19A-40.

Your immediate attention to this matter is appreciated.

Sincerely,

A handwritten signature in black ink, appearing to read "Patricia Norris DVM, MS".

Patricia Norris, DVM, MS  
Director of Animal Welfare Section  
Veterinary Division

Enclosure

cc: Dr. R. Douglas Meckes, State Veterinarian  
Joe Reardon, Assistant Commissioner, NCDA&CS  
Tina Hlabse, General Counsel, NCDA&CS  
Christopher R. McLennan, Assistant Attorney General

## Appendix

### REFERENCED STATUTES AND REGULATIONS

#### **§ 19A-30. Refusal, suspension or revocation of certificate or license.**

The Director may refuse to issue or renew or may suspend or revoke a certificate of registration for any animal shelter or a license for any public auction, kennel, pet shop, or dealer, if after an impartial investigation as provided in this Article he determines that any one or more of the following grounds apply:

- (1) Material misstatement in the application for the original certificate of registration or license or in the application for any renewal under this Article;
- (2) Willful disregard or violation of this Article or any rules issued pursuant thereto;
- (3) Failure to provide adequate housing facilities and/or primary enclosures for the purposes of this Article, or if the feeding, watering, sanitizing and housing practices at the animal shelter, public auction, pet shop, or kennel are not consistent with the intent of this Article or the rules adopted under this Article;
- (4) Allowing one's license under this Article to be used by an unlicensed person;
- (5) Conviction of any crime an essential element of which is misstatement, fraud, or dishonesty, or conviction of any felony;
- (6) Making substantial misrepresentations or false promises of a character likely to influence, persuade, or induce in connection with the business of a public auction, commercial kennel, pet shop, or dealer;
- (7) Pursuing a continued course of misrepresentation of or making false promises through advertising, salesmen, agents, or otherwise in connection with the business to be licensed;
- (8) Failure to possess the necessary qualifications or to meet the requirements of this Article for the issuance or holding of a certificate of registration or license.

The Director shall, before refusing to issue or renew and before suspension or revocation of a certificate of registration or a license, give to the applicant or holder thereof a written notice containing a statement indicating in what respects the applicant or holder has failed to satisfy the requirements for the holding of a certificate of registration or a license. If a certificate of registration or a license is suspended or revoked under the provisions hereof, the holder shall have five days from such suspension or revocation to surrender all certificates of registration or licenses issued thereunder to the Director or his authorized representative.

A person to whom a certificate of registration or a license is denied, suspended, or revoked by the Director may contest the action by filing a petition under G.S. 150B-23 within five days after the denial, suspension, or revocation.

Any licensee whose license is revoked under the provisions of this Article shall not be eligible to apply for a new license hereunder until one year has elapsed from the date of the order revoking said license or if an appeal is taken from said order of revocation, one year from the date of the order or final judgment sustaining said revocation. Any person who has been an officer, agent, or employee of a licensee whose license has been revoked or suspended and who is responsible for or participated in the violation upon which the order of suspension or revocation was based, shall not be licensed within the period during which the order of suspension or revocation is in effect. (1977, 2nd Sess., c. 1217, s. 11; 1987, c. 827, s. 67.)

#### **§ 19A-40. Civil Penalties.**

The Director may assess a civil penalty of not more than five thousand dollars (\$5,000) against any person who violates a provision of this Article or any rule promulgated thereunder. In determining the amount of the penalty, the Director shall consider the degree and extent of harm caused by the violation.

The clear proceeds of civil penalties assessed pursuant to this section shall be remitted to the Civil Penalty and Forfeiture Fund in accordance with G.S. 115C-457.2. (1995, c. 516, s. 6; 1998-215, s. 3.)

**02 NCAC 52J .0210      VETERINARY CARE**

(c) Each dog and cat shall be observed daily by the animal caretaker in charge, or by someone under his direct supervision. Sick or diseased, injured, lame, or blind dogs or cats shall be provided with veterinary care or be euthanized, provided that this shall not affect compliance with any state or local law requiring the holding, for a specified period, of animals suspected of being diseased. If euthanasia is performed at a certified facility, a list of personnel approved to perform euthanasia shall be maintained in a Policy and Procedure Manual as described in 02 NCAC 52J .0800. Diseased or deformed animals shall be sold or adopted only under the policy set forth in the "Program of Veterinary Care." Full written disclosure of the medical condition of the animal shall be provided to the new owner.

*History Note: Authority G.S. 19A-24; Eff. April 1, 1984; Amended Eff. March 23, 2009; January 1, 2005.*

**Animal Welfare Section  
NC Department of Agriculture and Consumer Services  
1030 Mail Service Center  
Raleigh, NC 27699-1030**

Phone: (919) 707-3280 Fax: (919) 733-6431  
Email: [agr.aws@ncagr.gov](mailto:agr.aws@ncagr.gov)  
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**Facility Compliance Inspection - Boarding Kennel  
Disapproved - 06/22/2020**

Facility Name: LOVING PUP RESORT & SPA	License Number: 11143
Owner: NICOLE JONES	
Address: 2230 OLD UNION CHURCH RD	
City: SALISBURY	Zip Code: 28146
County: ROWAN	
Phone: (704)591-8332	Email: NICOLE@LOVINGPUP.COM
Latitude:	Longitude:
Total Enclosures: 10	
Dogs on Premise: 17	Cats on Premise: 0
Licensed Capacity (Dogs): 25	Licensed Capacity (Cats):
Type of Inspection: Annual Inspection	Date of Inspection: 06/22/2020

**02 NCAC 52J .0102 RECORDS**

1. Name and address of owner, date of entry, signature and date for release. [02 NCAC 52J .0102(1)] - **Not In Compliance**
2. Description [02 NCAC 52J .0102(2)] - **Needs Improvement**
3. Record of veterinary care. [02 NCAC 52J .0102(3)] - **In Compliance**

[02 NCAC 52J .0102(1)] - Sign-in/sign-out is not being implemented for all dogs. This must be completed for all dogs for boarding and daycare. This has been noted on a previous inspection dated: 01/02/2018 and verbally discussed during many inspections. [02 NCAC 52J .0102(2)] - Color and breed are missing from many of the dog's contracts. Some of these are listed on the vet records. If they are missing from both it makes matching the dogs to the records more difficult. We encouraged the owner to ensure that information is on the contract for all dogs in the future.

**02 NCAC 52J .0103 INSPECTION OF RECORDS**

1. Records available upon request. [02 NCAC 52J .0103] - **Needs Improvement**
2. Animals matched to record. [02 NCAC 52J .0103] - **In Compliance**
3. Records retained for 1 year; [02 NCAC 52J .0103]; see section for Â§19A-32.1(j) for records to be retained for 3 years - **In Compliance**

[02 NCAC 52J .0103] - records were disorganized and owner had to search for many of the records as they were not all in one folder/designated area for each dog but overall most records were located.

**02 NCAC 52J .0201 GENERAL**

1. Housing facilities structurally sound and maintained in good repair. [02 NCAC 52J .0201(a)] - **In Compliance**
2. Housing facilities contain the animals and restrict entry of other animals and people. [02 NCAC 52J .0201(a)] - **In Compliance**
3. Light fixtures and electrical outlets in animal areas in compliance with the State Building Code. [02 NCAC 52J .0201(b)] - **In Compliance**
4. Electric power reliable and safe. [02 NCAC 52J .0201(c)] - **In Compliance**
5. Supplies of food and bedding stored and adequately protected against infestation or contamination by vermin and insects. [02 NCAC 52J .0201(d)] - **In Compliance**
6. Open bags of food stored in airtight containers with lids. [02 NCAC 52J .0201(d)] - **In Compliance**
7. Refrigeration for perishable food. [02 NCAC 52J .0201(d)] - **In Compliance**
8. Daily removal and disposal of animal and food waste, bedding and debris; facility maintained in a clean and sanitary manner. [02 NCAC 52J .0201(e)] - **In Compliance**
9. Hot and cold running, potable water available. [02 NCAC 52J .0201(f)] - **In Compliance**

10. Washroom, basin or sink provided to maintain cleanliness among animal caretakers, animals, and animal food and water receptacles. [02 NCAC 52J .0201(f)] - In Compliance
11. Ability to confirm ambient temperature. [02 NCAC 52J .0201(g)] - In Compliance
12. A separate five-foot perimeter fence if any animals have access to an outdoor enclosure, including unsupervised exercise areas. [02 NCAC 52J .0101(h)] - Not Applicable
13. Adequate drainage system [02 NCAC 52J .0201(i)] - In Compliance
14. All areas of a facility available for review or inspection during normal business hours. [02 NCAC 52J .0201(j)] - In Compliance
15. All animals in a facility subject to the requirements of the Animal Welfare Act, regardless of ownership. [02 NCAC 52J .0201(k)] - In Compliance
16. Compliance with all federal, state and local laws, rules and ordinances relating to or affecting the welfare of dogs and cats in its facility. [02 NCAC 52J .0201(l)] - In Compliance
17. No dog or cat present in a window display except during business hours and in compliance with standards set forth in this Section. [02 NCAC 52J .0201(m)] - Not Applicable

## **02 NCAC 52J .0202 INDOOR FACILITIES**

1. Indoor housing facilities adequately heated and cooled. [02 NCAC 52J .0202(a)] - In Compliance
2. Ambient temperature between 50°F and 85°F. [02 NCAC 52J .0202(a)] - In Compliance
3. Indoor housing facilities adequately ventilated. [02 NCAC 52J .0202(b)] - Needs Improvement
4. Fresh air and ventilation provided and drafts minimized. [02 NCAC 52J .0202(b)] - In Compliance
5. Air flow adequate to minimize odors and moisture condensation. [02 NCAC 52J .0202(b)] - Needs Improvement
6. Indoor housing facilities adequately illuminated. [02 NCAC 52J .0202(c)] - In Compliance
7. Illumination provides regular diurnal lighting cycles and be uniformly diffused [02 NCAC 52J .0202(c)] - In Compliance
8. Interior building surfaces are impervious to moisture and can be readily sanitized. [02 NCAC 52J .0202(d)] - In Compliance
9. Drainage rapidly eliminates excess water. [02 NCAC 52J .0202(e)] - In Compliance
10. Closed drain systems equipped with traps and installed to prevent odors and backup of sewage. [02 NCAC 52J .0202(e)] - In Compliance
11. The drainage system constructed to prevent cross-contamination among animals. [02 NCAC 52J .0202(e)] - In Compliance

[02 NCAC 52J .0202(b)] - Upon entering the facility we noted a strong urine smell. This was noted as "Needs Improvement" on inspection dated 07/24/2018

## **02 NCAC 52J .0203 OUTDOOR FACILITIES**

1. Primary enclosures and walkways constructed of sealed concrete or other surfaces impervious to moisture. [02 NCAC 52J .0203(a)] - Not Applicable
2. Gravel maintained at a minimum depth of six inches and kept sanitary. [02 NCAC 52J .0203(a)] - Not Applicable
3. Outdoor housing provided allows animals to remain dry and comfortable during inclement weather. [02 NCAC 52J .0203(b)] - Not Applicable
4. Housing is impervious to moisture and can be disinfected. [02 NCAC 52J .0203(b)] - Not Applicable
5. One house available for each animal within each enclosure unless the animals are a mother and her unweaned offspring. [02 NCAC 52J .0203(b)] - Not Applicable
6. In addition to the housing, the enclosure provides protection from excessive sun and inclement weather. [02 NCAC 52J .0203(c)] - Not Applicable
7. Owners advised if housed outside. [02 NCAC 52J .0203(d)] - Not Applicable
8. Suitable method of drainage provided. [02 NCAC 52J .0203(e)] - Not Applicable

There are no outdoor enclosures or play areas. Dogs are to be leash walked only.

## **02 NCAC 52J .0204 PRIMARY ENCLOSURES**

1. Primary enclosures constructed prevent contamination from waste and wastewater from animals in other enclosures. [02 NCAC 52J .0204(a)] - In Compliance
2. All surfaces with which an animal comes in contact impervious to moisture. [02 NCAC 52J .0204(a)] - Not In Compliance
3. For primary enclosures placed into service on or after January 1, 2005, no wood within the animal's reach. [02 NCAC 52J .0204(a)] - In Compliance
4. For primary enclosures in use in a registered facility prior to January 1, 2005, any damaged wood replaced so that so that thereâ€™s no contact with wood by the animal [02 NCAC 52J .0204(a)] - Not Applicable
5. Primary enclosures structurally sound, maintained in good repair and in a manner to prevent injury to animals, and keep other animals out. [02 NCAC 52J .0204(b)] - Not In Compliance
6. Primary enclosures provide space to allow animal to walk, turn about freely, and to easily stand, sit, or lie in a natural position. [02 NCAC 52J .0204(b)] - In Compliance
7. The height of primary enclosures other than cage no less than five feet. [02 NCAC 52J .0204(b)] - In Compliance
8. All enclosures constructed as to prevent the escape of animals. [02 NCAC 52J .0204(b)] - In Compliance



9. Each primary enclosure provided with a solid resting surface or surfaces adequate to comfortably hold all occupants of the primary enclosure at the same time. [02 NCAC 52J .0204(c)] - In Compliance
10. All resting surfaces made of a non-porous or easily sanitized material, such as a towel, or a disposable material such as newspaper. [02 NCAC 52J .0204(c)] - In Compliance
11. The resting surface or surfaces be elevated in primary enclosures housing two or more cats. [02 NCAC 52J .0204(c)] - Not Applicable
12. In addition to Paragraph (b) of 02 NCAC 52J .0204, each dog shall be provided with the minimum square footage required by 02 NCAC .0204(d). [02 NCAC 52J .0204(d)] - In Compliance
13. Not more than four adult dogs housed in the same primary enclosure without supervision. [02 NCAC 52J .0204(d)] - Not In Compliance
14. If more than four dogs are housed in a common area or enclosure, then at least one person supervising each 10 dogs housed within each enclosure or common area. [02 NCAC 52J .0204(e)] - Not In Compliance
15. In addition to Paragraph (b) of 02 NCAC 52J .0204, each feline older than six months housed in any primary enclosure provided with a minimum of 4sq ft. of floor space which may include elevated resting surfaces. [02 NCAC 52J .0204(f)] - Not Applicable
16. Each feline younger than 6 months provided 1.5 sq. ft. [02 NCAC 52J .0204(f)] - Not Applicable
17. No more than 12 cats housed in the same primary enclosure. [02 NCAC 52J .0204(f)] - Not Applicable
18. In all cat enclosures, receptacle with clean litter provided for waste. [02 NCAC 52J .0204(g)] - Not Applicable
19. A minimum of one receptacle per three cats shall be provided. [02 NCAC 52J .0204(f)] - Not Applicable

[02 NCAC 52J .0204(a)] - Wire enclosures are rusting again. Owner stated that she just painted them in February when they had no dogs boarding, however the rust is coming through on the wire and the brackets. These areas cannot be properly sanitized as they are. This has been noted on previous inspection dated: 04/24/2019 [02 NCAC 52J .0204(b)] - Metal strap used to bolt the solid panels on to the wire kennels pose a danger to the dogs. The pieces have sharp edges on the sides and the corners. Owner stated that dogs have cut their pads on these and there was blood on these from previous injuries. There were 3 beds in total and all 3 beds were broken/damaged. These beds need to be removed immediately [02 NCAC 52J .0204(d)] - Upon entering the facility it was noted that 6 large dogs were in an enclosure together without supervision. [02 NCAC 52J .0204(c)] - If more than 4 dogs are housed in a common area at least one person must directly supervise them at all times. There was no one in the building at the time of our arrival. The owner's father met us in the driveway and told us that the owner was gone. He contacted her by phone and stated she would not be back for an hour as she was at the airport. He stated that he did not have anything to do with the business and he could not let us in. I contacted the owner by phone at that time and she stated that she was only 10 minutes away. During the phone conversation she stated that she needed to mop and that the facility was probably dirty. I asked if she had cleaned that morning and she said yes. Once I hung up with her and told AHT Harris and owner's dad that the owner stated she was 10 minutes away he apologized, appeared agitated and left the property. When the owner arrived she stated, while opening the door, that there were more than 4 dogs in one enclosure. She said she had to leave earlier and that her Dad was supposed to be supervising the dogs. We informed her of what her dad had told us and she appeared upset and went on into the facility. Being that she forewarned us of being more than 4 dogs in one area and unsupervised this shows willful disregard. This was also noted as being "Not in Compliance" on inspection dated 4/24/2019 During the inspection we asked the owner how many dogs she had total on May 24 and May 25. On May 24 there were 30 and on May 25 there were 22. I reiterated to her that she is only licensed for 25 dogs and that was pushing it for space. We asked how she housed that many dogs. She said that she has used some of her personal kennels for boarding for overflow. We asked to see these kennels. These kennels are through the door off the backside of the boarding area. The floors are not impervious to moisture as the paint is coming off in large areas. Block walls and fencing are also not impervious to moisture as paint is chipping in these areas in these kennels as well.

## 02 NCAC 52J .0205 FEEDING

Dogs and cats fed at least once each 24-hour period except as otherwise might be required to provide adequate veterinary care. [02 NCAC 52J .0205(a)]

1. Food is commercially prepared food complying with laws applicable to animal feed or the food provided by the owner. [02 NCAC 52J .0205(a)] - In Compliance
2. The food is free from contamination, wholesome, palatable, and of adequate quality and quantity appropriate for the given size, age, and condition of an animal meeting the daily requirements for nutritional value. [02 NCAC 52J .0205(a)] - In Compliance
3. Puppies and kittens less than six months of age fed at least twice in each 24-hour period. An eight-hour interval between feedings if only two feedings are offered in a 24-hour period. [02 NCAC 52J .0205(a)] - In Compliance
4. Food receptacles accessible to all dogs or cats. [02 NCAC 52J .0205(b)] - In Compliance
5. Food receptacles located to minimize contamination by waste. [02 NCAC 52J .0205(b)] - In Compliance
6. For every adult animal, at least one food receptacle offered. [02 NCAC 52J .0205(b)] - In Compliance
7. Food receptacles durable, clean and sanitized. [02 NCAC 52J .0205(b)] - In Compliance
8. Damaged receptacles replaced. [02 NCAC 52J .0205(b)] - In Compliance
9. Disposable food receptacles discarded after each feeding. [02 NCAC 52J .0205(b)] - In Compliance
10. Food and water receptacles in outdoor facilities protected from the elements. [02 NCAC 52J .0205(c)] - In Compliance

## 02 NCAC 52J .0206 WATERING

1. Continuous access to fresh water, except as might otherwise be required to provide adequate veterinary care. [02 NCAC 52J .0206] - In Compliance
2. Watering receptacles durable, clean and sanitized. [02 NCAC 52J .0206] - In Compliance

3. Damaged receptacles replaced. [02 NCAC 52J .0206] - In Compliance

All dogs had water

## 02 NCAC 52J .0207 SANITATION

1. Waste removed from primary enclosures and exercise areas to prevent contamination of the dogs or cats and to reduce disease hazards and odors. [02 NCAC 52J .0207(a)] - Not In Compliance
2. Enclosures and exercise areas for dogs and cats properly cleaned a minimum of two times per day. [02 NCAC 52J .0207(a)] - Not In Compliance
3. The animal must be able to walk or lie down without coming in contact with any waste or debris. [02 NCAC 52J .0207(a)] - Not In Compliance
4. When a hosing or flushing method is used for cleaning an enclosure, animals are removed during the cleaning process, and measures taken to protect the animals in other such enclosures from being contaminated with water and other wastes. [02 NCAC 52J .0207(a)] - In Compliance
5. Prior to the introduction of dogs or cats into empty primary enclosures previously occupied, enclosures and accessories sanitized in the manner provided in 02 NCAC 52J .0207(b)(3). [02 NCAC 52J .0207(b)(1)] - Not In Compliance
6. In addition to primary enclosures being properly cleaned a minimum of two times per day, if the same animal is housed in the same enclosure more than seven days, enclosures and accessories sanitized at least once every seven days in the manner provided in 02 NCAC 52J .0207(b)(3). [02 NCAC 52J .0207(b)(1)] - In Compliance
7. Cages, rooms and hard-surfaced pens or runs be sanitized by:
  - o washing them with hot water (180 degrees F.) and soap or detergent as in a mechanical cage washer; or - Not In Compliance
  - o washing all soiled surfaces with a detergent solution to remove all organic matter followed by application of a safe and effective disinfectant; or - Not In Compliance
  - o cleaning all soiled surfaces with live steam. [02 NCAC 52J .0207(3)(A-C)] - Not Applicable
8. Food and water receptacles sanitized daily with hot water, detergent, and disinfectant. [02 NCAC 52J .0207(b)(4)] - In Compliance
9. Soiled linens and cloth products mechanically washed with detergent and sanitized. [02 NCAC 52J .0207(b)(5)] - In Compliance
10. Any area accessible to multiple animals kept clean and sanitary. [02 NCAC 52J .0207(b)(6)] - In Compliance
11. Premises (buildings and grounds) kept clean and in good repair to protect the animals from injury and to facilitate the prescribed husbandry practices set forth in this Rule. [02 NCAC 52J .0207(c)] - In Compliance
12. Premises are free of accumulations of trash, junk, waste products, and discarded matter. [02 NCAC 52J .0207(c)] - In Compliance
13. Weeds, grasses, and bushes controlled. [02 NCAC 52J .0207(c)] - In Compliance
14. Effective program for the control of insects, ectoparasites, and avian and mammalian pests [02 NCAC 52J .0207(d)] - In Compliance

[02 NCAC 52J .0207(a)] - Owner stated that she had cleaned this morning prior to our arrival beginning at 6 am. However we found that there was hair/feces left on the concrete behind the kennels that was not washed all the way to the drain. Hair/debris was trapped on the fencing and solid panels of the enclosures. There were two areas in two separate kennels that appeared to have dried blood on them on the metal straps holding on the solid panels. We asked about this blood and one of these was from an incident on June 4th. The enclosure has not been properly cleaned 2x a day and/or sanitized. One enclosure contained 2 large dogs when we arrived. The owner quickly moved them to another enclosure. When we looked into the previous enclosure to notate what the sudden change was for we saw that the whole run was covered with smeared excrement. These inadequacies have been noted on previous inspections dated 01/02/2018, 07/24/2018 and 04/24/2019. [02 NCAC 52J .0207(b)(1)] - Being that the dried blood was still present it is clear that these enclosures are not being properly sanitized between dogs. This was noted as "Not in Compliance" on inspection dated 04/24/19 [02 NCAC 52J .0207(b)(1)] - Owner was asked about what she did to clean and she said, "I spray them down with water and clean with soap". She did not state that she uses any type of disinfectant.

## 02 NCAC 52J .0208 EMPLOYEES

1. Sufficient number of employees. [02 NCAC 52J .0208] - Not In Compliance
2. Supervision of an animal caretaker who has a background in animal husbandry or care. [02 NCAC 52J .0208] - In Compliance

[02 NCAC 52J .0208] - When the owner arrived she also told us that she is short staffed as she had to let 2 employees go last week therefore she was the only person working/employed. She stated that she has struggled to get all of the dogs walked, clean the facility and manage record keeping.

## 02 NCAC 52J .0209 CLASSIFICATION AND SEPARATION

1. Animals in the same primary enclosure maintained in compatible groups. [02 NCAC 52J .0209] - In Compliance
2. Females in season (estrus) not be housed in the same primary enclosure with males except for planned breeding. [02 NCAC 52J .0209(1)] - In Compliance
3. Written permission for comingling. [02 NCAC 52J .0207(2)] - In Compliance
4. Aggressive animals housed individually in a primary enclosure. [02 NCAC 52J .0207(2)] - In Compliance
5. Puppies or kittens less than four months of age housed in the same primary enclosure with adults without written permission. [02 NCAC 52J .0209(3)] - In Compliance



6. Puppies or kittens between 4 and 16 weeks of age have daily access to human social interaction. [02 NCAC 52J .0209(3)] - Not Applicable
7. Dogs not housed in the same primary enclosure with cats; dogs or cats not housed in the same primary enclosure with any other species of animals without written permission. [02 NCAC 52J .0209(4)] - In Compliance
8. Designated isolation area for animals being treated or observed for communicable diseases. [02 NCAC 52J .0209(5)] - In Compliance
9. Dogs or cats in isolation that are being treated for a communicable disease separated as to minimize dissemination of disease. [02 NCAC 52J .0209(5)] - In Compliance
10. A sign posted at the cage or isolation area when in use. [02 NCAC 52J .0209(5)] - In Compliance
11. All animals confined in primary enclosures or exercise areas. [02 NCAC 52J .0209(7)] - In Compliance

#### **02 NCAC 52J .0210 VETERINARY CARE**

1. Written program of veterinary care. [02 NCAC 52J .0210(a)] - In Compliance
2. Veterinarian's written recommendations for correcting disease problem that persists for more than 30 days obtained and followed [02 NCAC 52J .0210(b)] - In Compliance
3. Daily observation of animals. [02 NCAC 52J .0210(c)] - In Compliance
4. Sick or diseased, injured, lame, or blind dogs or cats provided with veterinary care [02 NCAC 52J .0210(c)] - In Compliance
5. Diseased or deformed animals sold or adopted only under the policy set forth in the "Program of Veterinary Care." [02 NCAC 52J .0210(c)] - In Compliance
6. All animals in a licensed or registered facility in compliance with the North Carolina rabies law, G.S. 130A, Article 6, Part 6. [02 NCAC 52J .0210(d)] - In Compliance

#### **02 NCAC 52J .0301 VEHICLES**

1. Vehicles mechanically sound. [02 NCAC 52J .0301(a)] - Not Applicable
2. Vehicles equipped to provide fresh air to animals without harmful drafts. [02 NCAC 52J .0301(a)] - Not Applicable
3. The animal cargo space constructed and maintained to prevent engine exhaust fumes from getting to the animals. [02 NCAC 52J .0301(b)] - Not Applicable
4. The interior of the animal cargo space kept clean and sanitized. [02 NCAC 52J .0301(c)] - Not Applicable

#### **02 NCAC 52J .0302 PRIMARY ENCLOSURES USED IN TRANSPORTING DOGS AND CATS**

1. Primary enclosures constructed, ventilated and designed to protect the health and insure the safety of the animals. [02 NCAC 52J .0302(a)] - Not Applicable
2. Such enclosures constructed or positioned so that:
  - Each animal in the vehicle has sufficient fresh air for normal breathing. [02 NCAC 52J .0302(a)(1)] - Not Applicable
  - The openings of enclosures are easily accessible for emergency removals. [02 NCAC 52J .0302(a)(2)] - Not Applicable
  - The animals are adequately protected from the elements. [02 NCAC 52J .0302(a)(3)] - Not Applicable
3. The ambient temperature maintained between 50Â°F and 85Â°F. [02 NCAC 52J .0302(a)] - Not Applicable
4. The animal containment units are equipped with operable air-conditioning, forced-air cooling and heating or other temperature control mechanisms. [02 NCAC 52J .0302(a)] - Not Applicable
5. Animals in the same primary enclosure are of the same species. [02 NCAC 52J .0302(b)] - Not Applicable
6. Puppies or kittens less than 4 months of age not be transported in the same primary enclosures with adults other than their dams. [02 NCAC 52J .0302(b)] - Not Applicable
7. Primary enclosures for transport large enough for each animal to turn about freely, and to easily stand, sit or lie down in a natural position. [02 NCAC 52J .0302(c)] - Not Applicable
8. Primary enclosures for transport secured to the vehicle to prevent sliding or tipping of the enclosure during transit. [02 NCAC 52J .0302(c)] - Not Applicable
9. Animals not be placed in primary enclosure over other animals in transit unless such enclosures is constructed so as to prevent animal excreta from entering lower enclosures. [02 NCAC 52J .0302(d)] - Not Applicable
10. All primary enclosures for transport sanitized between use for shipments. [02 NCAC 52J .0302(e)] - Not Applicable

#### **02 NCAC 52J .0303 FOOD AND WATER REQUIREMENTS**

1. If animals are transported for more than 12 hours:
  - The vehicles stop at least once every 12 hours for a period of 1 hour. During the 1-hour stop, potable water continuously provided for dogs and cats. [02 NCAC 52J .0303(1)]- Not Applicable
  - Adult dogs and cats fed at least once during each 24-hour period. [02 NCAC 52J .0303(2)]- Not Applicable
  - Puppies and kittens less than 6 months of age fed every 6 hours. [02 NCAC 52J .0303(2)]- Not Applicable
  - Dogs removed from the vehicle, given fresh water and given the opportunity for exercise if they have been confined in the vehicle for 36 hours. [02 NCAC 52J .0303(3)]- Not Applicable

#### **02 NCAC 52J .0304 CARE IN TRANSIT**

1. The attendant or driver inspects animals frequently enough to assure health and comfort and to determine if they need emergency care and to obtain it if needed. [02 NCAC 52J .0304] - Not Applicable

**General Comments:**

**Annual inspection performed by Animal Health Technicians Christie Shore and Lindsey Harris. Due to the number of and repetitiveness of inadequacies this inspection is determined to be disapproved. This follows consecutive disapproved inspections dated 07/24/18, 04/24/19 and 06/03/19**

**Inspection Result:**

Disapproved

Inspector's Signature	Date
Christie Shore	06/22/2020
Facility Representative's Signature	Date
Accompanied by Nicole Jones	06/22/2020